



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/982,906	10/18/2001	Kevin Owen	10012753-1	8521

7590

04/14/2004

HEWLETT-PACKARD COMPANY
Intellectual Property Administration
P.O. Box 272400
Fort Collins, CO 80527-2400

EXAMINER

BLACKMAN, ANTHONY J

ART UNIT	PAPER NUMBER
----------	--------------

2676

DATE MAILED: 04/14/2004

7

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action

Application No.

09/982,906

Applicant(s)

OWEN, KEVIN

Examiner

ANTHONY J BLACKMAN

Art Unit

2676

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 12 March 2001 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

PERIOD FOR REPLY [check either a) or b)]

- a) ☒ The period for reply expires 6 months from the mailing date of the final rejection.
- b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

1. ☐ A Notice of Appeal was filed on _____. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.
2. ☐ The proposed amendment(s) will not be entered because:
- (a) ☐ they raise new issues that would require further consideration and/or search (see NOTE below);
 - (b) ☐ they raise the issue of new matter (see Note below);
 - (c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
 - (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: _____.

3. ☐ Applicant's reply has overcome the following rejection(s): _____.
4. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
5. ☒ The a) ☐ affidavit, b) ☐ exhibit, or c) ☒ request for reconsideration has been considered but does NOT place the application in condition for allowance because: See continuation sheet.
6. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.
7. ☒ For purposes of Appeal, the proposed amendment(s) a) ☒ will not be entered or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

The status of the claim(s) is (or will be) as follows:

Claim(s) allowed: _____.

Claim(s) objected to: _____.

Claim(s) rejected: 1-33.

Claim(s) withdrawn from consideration: _____.

8. ☐ The drawing correction filed on _____ is a) ☐ approved or b) ☐ disapproved by the Examiner.
9. ☐ Note the attached Information Disclosure Statement(s) (PTO-1449) Paper No(s). _____.
10. ☒ Other: See Continuation Sheet




MARK ZIMMERMAN
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2600

Continuation of 10. Other: After reconsideration of previous office action, Examiner maintains anticipation of MASUNAGA, US Patent No. 5,751,445 over the instant invention. Basically, applicant argues matter not claimed. For example, regarding "facilitating transmission" and a "display control device", both of claim 1, Applicant fails to describe or detail the nature of either or both terms, how either or both terms operate, or the steps or processes involved in utilizing either or both "facilitating transmission" or "display control device". Applicant provides explanation of device control panel that is argued in the response, but, not present in recited claim language. MASUNAGA minimally discloses a display control panel means at column 3, lines 55-63 and figure 1, element 88 to support operation/facilitation of the still image monitor of figure 1, element 84. Further, figure 1, element 88 provides panel control for the monitor (not previously disclosed, but inherent in association with the operation of the monitor). Independent claim 1 is associated with independent claims 9, 14 and 19. Further, applicant broadly claims remaining claim features, for example, regarding claim 4, on page 13, lines 4-6, applicant asserts that MASUNAGA does not disclose, "...transmitting the graphical data along with a job to be performed by the electrical device". MASUNAGA discloses a job related to printing operations. Because applicant fails to disclose particular nature or steps of function or processing of (in this situation), the "job", MASUNAGA is enabled to overcome the claim as recited. Respectfully, applicant once again argues matter not claimed in claims 1, 9, 14, 19 and now 4. Applicant is urged to consider further/greater description or detail of the nature or specific operation or steps or instructions or processes involved to possibly overcome MASUNAGA.